

NOTE TO FIRE DEPARTMENTS: THIS DOCUMENT IS A SAMPLE PROVIDED BY DFS FOR YOUR CONVENIENCE PUPOSES ONLY. THIS NOTICE HAS LEGAL IMPLICATIONS. IF YOU HAVE ANY QUESTIONS YOU SHOULD CONSULT WITH YOUR TOWN LEGAL COUNSEL PRIOR TO ISSUING THIS DOCUMENT

Sample # 2: Final determination letter

(Fire department letterhead)

date

name of recipient

name of establishment

street address

City/Town, MA. zip code

Dear (insert owners name):

As a result of the tragic nightclub fire in Warwick, Rhode Island, the Commonwealth of Massachusetts enacted Chapter 304 of the Acts of 2004, An Act Relative to Fire Safety in the Commonwealth.

Section 5 of this new law added Massachusetts General Law c.148, s.26G1/2 which requires every building or portion thereof, of public assembly, with a capacity of 100 persons or more that is designed or used for occupancy as a nightclub, dance hall, discotheque, bar or for similar entertainment purposes to be equipped with an adequate system of automatic sprinklers.

Upon review it has been determined that the above referenced establishment falls under the provisions of this new law. You are hereby Ordered to comply with the provisions of the statute in accordance with the following schedule:

- (1) Plans and specifications for an adequate sprinkler system as required by statute shall be submitted to this office with a copy to the Building inspector no later than May 15, 2006.
- (2) The sprinkler system must be completed no later than November 15, 2007.

You are strongly urged to take appropriate action at this time in order to meet the compliance deadlines of the new law.

Under the provisions of M.G.L. c. 148, s.26G1/2, you have the right to appeal this order to the Commonwealth's Automatic Sprinkler Appeals Board, PO Box 1025, State Road, Stow, MA 01775 within 45 days after service of this letter.

If you have any questions, please contact me.

So Ordered

Head of the Fire Department